



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

Confirmation No.: 2327

BASELMANS *et al.*

Group Art Unit: 2851

Appln. No.: 10/073,119

Examiner: NGUYEN, HUNG

Filed: February 12, 2002

Title: LITHOGRAPHIC PROJECTION APPARATUS, A GRATING MODULE, A SENSOR
MODULE, A METHOD OF MEASURING WAVE FRONT ABERRATIONS

June 9, 2003

* * * * *

REQUEST FOR RECONSIDERATION

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

In reply to the Office Action dated March 19, 2003, reconsideration in view of the following remarks is respectfully requested.

REMARKS

Claims 1-15 are pending.

Applicant is pleased to note the Examiner indicated that claims 6, 11-15 would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claim.

Claim Rejection – 35 USC § 112

Claims 1-15 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite.

The Office Action contends that the recitation of the terms “substantially coincident” renders the claims indefinite. Applicant respectfully disagrees.

The phrase “substantially coincident” is perfectly clear. One of ordinary skill in the art would readily understand what is meant by “substantially coincident” when reading the claim language. Moreover, as held by the Federal Circuit, the limitation “which produces substantially equal E and H plane illumination patterns” was definite because one of ordinary

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Inventor(s): BASELMANS et al.

Appln. No.: 10

Series Code ↑

073,119

Serial No. ↑

Group Art Unit 2851

Examiner: Nguyen, Hung

Atty. Dkt. P 290667

P-0234.010-US

M# Client Ref

Appln. Title: LITHOGRAPHIC PROJECTION APPARATUS, A GRATING MODULE, A SENSOR MODULE, A METHOD OF MEASURING WAVE FRONT ABBERATIONS

Filed: February 12, 2002
 Mail Stop Non-Fee Amendment
 Hon. Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450



Sir:

REPLY/AMENDMENT/LETTER

Date: June 9, 2003

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

FEE REQUIREMENTS FOR CLAIMS AS AMENDED

1. Small Entity claim	For B & C See Required <u>Separate Paper</u> (Pat-256)	
A. <input checked="" type="checkbox"/> NOT made		
B. <input type="checkbox"/> Withdrawn		
C. <input type="checkbox"/> made herewith		

	Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code Lg/Sm
2. Total Effective Claims	15	**minus	20	0	x \$18/\$9 =	+ \$0 103/203
3. Independent Claims	2	***minus	3	0	x \$84/\$42 =	+ \$0 102/202
4. If amendment enters <u>proper</u> multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application)			add	+ \$280/\$140 =	+ \$0	104/204
5. Original due Date: June 19, 2003	<input type="checkbox"/> NONE					
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo)	\$110/\$55 =				115/215
	(2 mos)	\$410/\$205 =	+ \$0			116/216
	(3 mos)	\$930/\$465 =				117/217
	(4 mos)	\$1,450/\$725=				118/218
	(5 mos)	\$1,970/\$985=				128/228
7. Enter any previous extension fee paid since above original due date and subtract		- \$0				
8.			Extension Fee	+ \$0		
9. If Terminal Disclaimer attached, add Rule 20(d) official fee		+ \$110/\$55	+ \$0			148/248
10. If IDS attached requires Official Fee under Rule 97 (c), or if Rule 97(d) Request	add	+ \$180	+ \$0			126
	add	+ \$180	+ \$0			126
11. After-Final Request Fee per rules 129(a) and 17(r)		+ \$750/370	+ \$0			146/246
12. No. of additional inventions for examination per Rule 129(b)		x \$750/375 ea	+ \$0			149/249
13. Request for Continued Examination (RCE)		+ \$750/375	+ \$0			1179/1279
14. Petition fee for			+ \$0			
15.		TOTAL FEE =	\$0			
16. *If the entry in this space is less than entry in next space, the "Present Extra" result is "0".						
17. **If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.						
18. ***If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.						

Our Deposit Account No. 03-3975

(Our Order No. 81468 | 290667

C# M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

Pillsbury Winthrop LLP
 Intellectual Property Group

By Atty: Robert C. Perez

Reg. No. 39,328

Sig:

Fax: (703) 905-2500

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Atty/Sec: RP/EED

NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments